

# DEPARTMENT OF REVENUE

## Division of Motor Vehicles – Title and Registration Section

### 1 CCR 204-10

#### RULE 17. HORSELESS CARRIAGE

**Basis** The statutory basis for this regulation is 42-1-204, ~~42-3-120~~ 42-12-101 and 42-12-301, C.R.S.

**Purpose:** The following rules and regulations are promulgated to establish criteria for the issuance of Horseless Carriage license plate.

#### 1.0 Definitions

- 1.1 “Early Date of Manufacture” for the purposes of this rule means that a motor vehicle was manufactured at least fifty years before the current date of registration.
- 1.2 “Collector’s Item” means a motor vehicle, including a truck or truck tractor, that is of:
  - a. Model year 1975 or earlier; ~~or~~
  - b. Model year 1976 or later that was registered as a collector’s item prior to September 1, 2009; except that a vehicle so registered is not eligible for registration as a collector’s item upon sale or transfer to a new owner.
  - c. **A model year at least thirty-two years old; except that, if the vehicle is being registered in the program area, as defined in section 42-4-304, C.R.S.:**
    - I. **The vehicle must have passed an emissions test meeting the standards of part 3 of article 4 of title 42 within the last twelve months before being initially registered by the owner as a collector’s item; and**
    - II. **The owner must sign an affidavit that the vehicle will not be driven on roadways for more than four thousand five hundred miles per year.**
- 1.3 “Department” for the purposes of this regulation means the Department of Revenue, Title and Registration Sections.
- 1.4 “Horseless Carriage” means any motor vehicle valued principally because of the vehicle’s early date of manufacture, design, or historical interest or valued as a collector’s item.

## **2.0 Requirements and Process**

- 2.1 Registration of horseless carriage vehicles and issuance of a Horseless Carriage license plate shall be completed by the Department.
- 2.2 A Horseless Carriage license plate may be issued to motor vehicles valued principally because of the vehicles' early date of manufacture, design, or historical interest or that is valued as a collector's item.
- 2.3 All applicable title and registration fees must be paid at the time of application to the Department.
- 2.4 In accordance with 42-12-301(3), C.R.S., the Department shall register horseless carriage vehicles and issue Horseless Carriage license plates for a period not exceeding five years, but all such registrations and license plates shall expire on the same date regardless of the date of issue. For example any Horseless Carriage application received and processed between December 2009 through December 2014, regardless of the date within this period, will be issued a 2014 year tab and be required to renew their registration in November 2014. Collection of fees will be based on the number of years remaining at the time of issuance for registration.
  - a. Horseless Carriage set five year registration periods are as follows:
    1. January 2009 – December 2014
    2. January 2015 – December 2020
    3. January 2021 – December 2026
- 2.5 Vehicles registered with a Horseless Carriage license plate are required to display only one plate on the rear of the vehicle. No other plate may be affixed to the vehicle while the Horseless Carriage plate is displayed.
- 2.6 Vehicles registered as a Horseless Carriage and displaying a Horseless Carriage license plate are subject to limited use, and may be driven on the streets and highways only: to and from assemblies, conventions, or other meetings where such vehicles and their ownership are the primary interest of the event; on special occasions, for demonstrations and parades; on occasions when their operation on the streets and highways will not constitute a traffic hazard; and to, from, and during local, state, or national tours held primarily for the exhibition and enjoyment of such vehicles.
- 2.7 A lost or stolen Horseless Carriage license plate shall be reported within seventy-two (72) hours to the local law enforcement agency and to the Department using form number DR 2283 Affidavit for Lost or Stolen License Plates/Permits.

2.8 Upon the sale of a vehicle registered with a Horseless Carriage plate, the license plate will remain with the vehicle and be transferred to the new owner. Upon the new owner establishing ownership through title and registration, notice of the transfer shall be communicated, via forms established by the Department, to the Department.

### **3.0 Rejected Applications and Cancelled Registrations**

3.1 The Department may deny issuance of a Horseless Carriage license plate for an incomplete application, if a vehicle does not meet the minimum requirements to display a Horseless Carriage license plate, or on any other of the bases set forth in article 3, title 42, C.R.S., for not registering a motor vehicle. The Department may cancel the registration of a Horseless Carriage for misuse of the Horseless Carriage license plate, if false information was provided to secure issuance of the license plate, or as otherwise provided in article 3, title 42, C.R.S.

3.2 Applicants who have been denied issuance of a Horseless Carriage license plate or who have their Horseless Carriage registration cancelled may request a hearing, in writing, within thirty days after the notice is issued. Written hearing requests shall be submitted to the Department of Revenue, Enforcement Unit, Hearings Section, 1881 Pierce Street, Room #106, Lakewood, CO 80214.

3.3 The hearing shall be held at the Department of Revenue, Enforcement Unit, Hearing Section, 1881 Pierce Street, Room #106, Lakewood, CO 80214. The presiding hearing officer shall be an authorized representative designated by the Executive Director. The Department's representative need not be present at the hearing unless his or her presence is required by the presiding officer, or requested by the applicant at the time the written request for hearing is submitted. If the Department's representative is not present at the hearing, any written documents and affidavits submitted by the Department may be considered at the discretion of the hearing officer.